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Dkt. 0575/66602-B/JPW/BJA/LM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Silviu Itescu  
U.S. Serial No. : 10/693,480 Group Art Unit:1635  
Filed : October 23, 2003 Examiner: B. E. Bunner  
For : REGENERATION OF ENDOGENOUS MYOCARDIAL  
TISSUE

30 Rockefeller Plaza, 20<sup>th</sup> Fl.  
New York, New York 10112  
May 20, 2009

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA, 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of disclosure under 37 C.F.R. §1.56, applicant directs the Examiner's attention to the items listed below which are also listed on the Form PTO-1449 Substitute attached hereto as **Exhibit A**. Copies of items 1-6 are enclosed attached herewith as **Exhibits 1-6**, respectively.

1. PCT International Publication No. WO 02/16416, published February 28, 2002; (**Exhibit 1**)
2. March 12, 2009 Communication issued in connection with European Patent Application No. 03724217.9; (**Exhibit 2**)
3. March 3, 2009 Communication issued in connection with Japanese Patent Application No. 2003-587162; (**Exhibit 3**)

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4. Arai, A. et al. 1997, "Murine Cardiac Progenitor Cells Require Visceral Embryonic Endoderm and Primitive Streak for Terminal Differentiation." Developmental Dynamics, 210:344-353; (**Exhibit 4**)
5. Junn, E. et al. 2000, "Vitamin D3 Up-Regulated Protein 1 Mediates Oxidative Stress Via Suppressing the Thioredoxin Function," J. Immunol., 164:6287-6295; (**Exhibit 5**) and
6. Zhou, Y. et al. 2000, "Mouse Peroxiredoxin V Is a Thioredoxin Peroxidase That Inhibits p53- Induced Apoptosis," Biochemical and Biophysical Research Communications, 268:1921-927. (**Exhibit 6**)

The Examiner is respectfully requested to make the items of record in the subject application by initialing and dating the attached Form PTO-1449 substitute, and returning a copy of the initialed and dated form to applicant's undersigned attorney.

This Information Disclosure Statement is being submitted under 37 C.F.R. §§1.97(d) and (e)(1) after the mailing date of a Final Office Action. Applicant submits that items 1-6 of the information contained in this Supplemental Information Disclosure Statement were first cited in communications from foreign patent offices in counterpart foreign applications not more than three months prior to the filing of this information disclosure statement. Specifically, item 2 is a March 12, 2009 Communication issued by the European Patent Office in the connection with the counterpart European Patent Application No. 03724217.9. Item 3 is a March 3, 2009 Official Action issued by the Japanese Patent Office in connection with the counterpart Japanese Patent Application No. 2003-587162. Items 1 and 4-6 were cited in the March 3, 2009

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Official Action in connection with the counterpart Japanese Patent  
Application No. 2003-587162.

This Supplemental Information Disclosure Statement is being  
submitted under 37 C.F.R. §1.97(d)(2). Accordingly, applicant  
encloses a check including the amount of ONE HUNDRED AND EIGHTY  
DOLLARS (\$180.00) for filing this Supplemental Information  
Disclosure Statement.

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If a telephone interview would be of assistance in advancing prosecution of the subject application, applicant's undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee, other than the \$180.00 fee for filing a Supplemental Information Disclosure Statement, is deemed necessary in connection with the filing of this Amendment. However, if any additional fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:

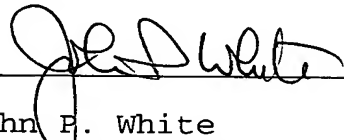
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John P. White  
Reg. No. 28,678

5/20/09

Date

  
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